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**Date: May 20, 2009**

**Attorney**  
**Docket No.: NLI-002AX**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS**

In re application of: STEPHEN F. FULGHUM

Entitled: AUTOFLUORESCENCE IMAGING SYSTEM FOR ENDOSCOPY

Sir:

**Applicant hereby appeals to the Board of Appeals from the decision dated November 20, 2008 of the Examiner finally rejecting claims 1-11 and 21-26.**

**The Commissioner is authorized to charge payment of \$540.00 to Deposit Account No. 23-0804 for the cost of the Notice of Appeal.**

The following checked items are appropriate:

A timely response to the final rejection:

[ ] has been filed [ ] is hereby filed

An extension of time to respond to the final rejection:

1. [ ] was requested on \_\_\_\_\_ for \_\_\_\_ month(s);
  2. **[X] is hereby requested for 3 month(s) the Commissioner is authorized to charge payment of \$1110.00 to Deposit Account No. 23-0804.**
  3. [ ] is included on the enclosed amendment transmittal form along with authorization to charge \$\_\_\_\_\_ to Deposit Account No. 23-0804 for the extension fee.
- [ ] In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- [X] The Commissioner is hereby authorized to charge payment of any additional filing fees under \$1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.**

Date: 20 May 2009

/Thomas O. Hoover/  
**Attorney of Record: Thomas O. Hoover**  
**Registration No.: 32,470**